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February 18, 2021

The Honorable Jocelyn G. Boyd
Chief Clerk and Administrator
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

Re: Docket No. 2020-275-S. Application of Condor Environmental, Incorporated
Requesting an Expansion of Its Existing Sewer Service Area to Include Certain Portions
of Anderson County and Approval of Agreement (Expedited Consideration Requested).

Dear Ms. Boyd:

ORS recently referenced this docket in comments filed in the Commission's quinquennial review of regulations:

It has become common practice for large utilities to make significant adjustments to the rate application after the rate application has been filed and noticed to customers. Recently, a utility adjusted its application and, at the same time, objected to the production of discovery.¹

Note 1. See Docket Nos. 2020-192-S, 2020-239-S and 2020-275-S.¹

The comment implies Condor Environmental significantly changed its application and simultaneously sought to cut off discovery about the substance of the amendments. That is not what happened.

Condor (not a "large utility" by any stretch of imagination) petitioned to limit discovery on December 18, 2020, nearly a month before it moved to amend its application on January 12, 2021. Condor sought, and was allowed to, amend its application to drop its request to serve the Palmetto Pointe subdivision in Saluda County, and kept the part of its application that requests permission to serve Carriage Hill in Anderson County. There were no substantive changes to the remaining Carriage Hill request, and Condor had moved for protection from discovery requests that predated the amendment. The two motions were unrelated.

¹ Letter from Jeffrey M. Nelson, Esq., Feb. 17, 2021, Docket No. 2020-247-A.

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At Condor's request the Commission held the petition to limit discovery in abeyance. Condor continues to work in good faith to provide ORS with the information the agency believes necessary for the review of this application, and remains optimistic the matter can be brought to a satisfactory conclusion.

With best wishes, I am,

Sincerely yours,

s/ Charlie Terreni

Charles L.A. Terreni

c: Counsel of record in
Dockets No. 2020-275-S
and 2020-247-A
Mr. Brad Weaver